



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of.:

Moshe ARKIN et al

Serial No.:

Examiner:

10/812,356

Filed:

March 30, 2004

For:

FOAMABLE COMPOSITIONS, PROCESSES OF PREPARING

SAME AND USES THEREOF

James Henry Alstrum Acevedo

Attorney Docket:

Group Art Unit:

27246

1616

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

## **ELECTION**

Sir:

This is in response to the United States Patent and Trademark Restriction Office Action mailed January 4, 2006, which response is being made on or before February 4, 2006, and for which no extension of time fee is due.

Applicants hereby elect **Group I**, namely Claims 1-42 and 110-147, drawn to foamable pharmaceutical compositions comprising at least one corticosteroid, a non-CFC propellant, and a carrier.

With respect to the species requirements, Applicants select:

- A. Hydrocarbon Alcohol- aliphatic hydrocarbon alcohol, specifically ethanol. It is believed that at least claims 3 and 115 read on the above species.
- B. pH adjusting agent– lactic acid. It is believed that at least claims 24, 25, 136 and 137 read on the above species.

Applicants reserve the right to file, at a later date, additional divisional applications claiming priority from the present application which are directed to the non-elected Group.

Respectfully submitted,

W Mopulian

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Date: January 29, 2006